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PAGE 81/15/2

445 Broad Hollow Road Suite 225 Melville, N.Y. 11747 Tel.: (631) 501-5700

Fax: (631) 501-3526





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To:	Examiner	From:	George Likourezos
Fax:	703-872-9306	Date:	November 8, 2004
Phone:	703-305-2581	Pages:	16 (incl. Cover)
Re:	U.S. Patent No. 6,569,099 Our Docket: 1177-11	CCı	
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Dear Examiner

Further to our discussion, transmitted herewith please find a copy of the Request for Issuance of a Certificate of Correction Under 35 U.S.C. 254 and C.F.R. 1.322 as submitted on August 17, 2004.

Sincerely,

George Likourezos

Confidentiality Notice: The information contained in this facsimile message is legally privileged and/or confidential information intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any use, dissemination, distribution, or copying of this facsimile or its content is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original facsimile message to us by mail or destroy it without making a copy. Thank you.

PATENT OFFICE DATE STAMP WILL ACKNOWLEDGE RECEIPT OF

- Request for Issuance of a Certificate of Correction Under 35 U.S.C. 254 and C.F.R. 1.322
- 2. Form PTO/\$B/44
- 3. Copy of Information Disclosure Statement

4. Certificate of Mailing

Applicant

Eilaz Babeav

Serial No.:

09/669,312

Filed: For: January 12, 2001

ULTRÁSONIC METHOD AND DEVICE FOR WOUND TREATMENT

Docket

1177-11 (24149-10)

Dated:

August 17, 2004

GL/af

Attorney Docket No. 1177-11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee(s):

Eilaz Babaev

Patent No.:

6,569,099 B1

Examiner: Shawntina Fuqua

Issued:

May 27, 2003

Dated: August 17, 2004

George Likourezos

For:

ULTRASONIC METHOD AND DEVICE FOR WOUND TREATMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313

REQUEST FOR ISSUANCE OF A CERTIFICATE OF CORRECTION UNDER 35 U.S.C. §254 AND C.F.R. §1.322

In accordance with 35 U.S.C. §254, 37 C.F.R. §1.322 and M.P.E.P. §§1480 and 1485 and Examiner Shawntina Fuqua, it is respectfully requested that a Certificate of Correction be issued for the following reason:

The references cited by the Information Disclosure Statement dated April 23, 2002 were omitted from the first page of the patent under the heading "References Cited."

CERTIFICATION UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313 on August 17, 2004

Dated: August 17, 2004

Copies of the Information Disclosure Statement dated April 23, 2002 and the return postcard acknowledging receipt of the Information Disclosure Statement and the cited references are attached. Also attached is Form PTO/SB/44.

The Commissioner is authorized to charge any fee associated with this request, or credit any overpayment to Deposit Account No. 50-2140, without further authorization.

Respectfully Submitted,

George Likourezos Reg. No. 40,067

Attorney for Patentee(s)

CARTER, DELUCA, FARRELL & SCHMIDT, LLP 445 Broad Hollow Road, Suite 225 Melville, New York 11747 Telephone: (631) 501-5700 Facsimile: (631) 501-3526

GL/af

PTO/SB/44 (02-01)

Approved for use through 01/31/2004, OMB 0851-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. (Also Form PTQ-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE **CERTIFICATE OF CORRECTION**

PATENT NO

: 6,569,099 B1

DATED

: May 27, 2003

INVENTOR(S) : Eilaz Babaev

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

(56) References Cited:

Please see the attached Information Disclosure Statement dated April 23, 2002 together with a copy of the postcard indicating receipt on behalf of the U.S. Patent and Trademark Office.

MAILING ADDRESS OF SENDER:

PATENT NO. 6,569,099 B1

Carter, DeLuca, Farrell & Schmidt LLP 445 Broad Hollow Road, Suite 225

No. of additional copies

Melville, New York 11747 Tel: (631) 501-5700

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer. U.S. Patent and Trademark Office, Washington, DC 20231.

DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PATENT OFFICE DATE STAMP WILL ACKNOWLEDGE RECEIPT OF

Cited References (118 references) Information Disclosure Statement Form PTO-1449

Certificate of Mailing

ULTRASONIC METHOD AND DEVICE FOR WOUND TREATMENT **September 25, 2000** Eilaz Babeav 09/669,312 Applicant: Serial No.: Filed: For:

Docket:

PATENT OFFICE DATE STAMP WILL

- Information Disclosure Statement 2. Form PTO-1449
- Cited References (118 references) 3, Certificate of Malling

Applicant: Serial No.:

Eilaz Babeav

Filed:

09/669,312

For:

September 25, 2000

Docket:

ULTRASONIC METHOD AND DEVICE FOR WOUND TREATMENT

Dated:

1177-11 (24149-10) April 23, 2002

DMC/GL/af

<u>IN THE UNITED STATES PATENT AND TRADEMARK OFFICE</u>

Applicant(s):

Eilaz Babaev

Examiner: Not Yet Assigned

Serial No.:

09/669,312

Group: Art Unit: 3764

Filed:

Scptember 25, 2000

Docket: 1177-11 (24149-10)

For:

ULTRASONIC METHOD AND DEVICE FOR WOUND

Dated: April 23, 2002

TREATMENT

Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO-1449 is brought to the attention of the Examiner. Copies of the listed items are enclosed.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items

CERTIFICATE OF MAILING UNDER 37 C.F.R. \$1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, Washington, D.C. 20231 on April 23,

Dated: April 23, 2002

Adrienne Fagan

listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible. The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

- [] This information disclosure statement is being filed within three (3) months of the filing date of this application.
- [] This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- [X] To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- [] Enclosed herewith is a certificate under 37 C.F.R. § 1.97(e)(1).
- [] Enclosed herewith is a petition under 37 C.F.R. § 1.97(d)(ii).
 - Enclosed by check is the petition fee of \$130.00. (37 C.F.R. \$1.17(i)(1))
 - [] Please charge the \$130.00 petition fee to Deposit Account No. 50-2140.
- [] Enclosed by check is the \$180.00 fee required by 37 C.F.R. § 1.17(p).
- Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. <u>50-2140</u>.
- [X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or §1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to

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Deposit Account 50-2140. Also, in the event any extensions of time for responding and/or a petition under 37 C.F.R. §1.17(i)(i) are required for the pending application(s), please treat this paper as a petition to extend the time and/or enter this Information Disclosure Statement as required and charge Deposit Account No. 50-2140 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

The claims of the application as now presented are believed to be patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of this application are respectfully requested.

Respectfully submitted,

Reg. No. 30,949

Attorney for Applicant(s)

CARTER, DELUCA, FARRELL & SCHMIDT, LLP . 445 Broad Hollow Road Suite 225 Mclville, New York 11747 Phone: (631) 501-5700

Fax: (631) 501-5715

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Form PTO-1449			-	Sheet	. 1	of	7
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	4,052,004	10/04/77	Martin et al.	1			
	4,085,893	04/25/78	Durley, III	 	 		
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	4,294,407	10/13/81	Reichl et al.	 			
	4,301,968	11/24/81	Berger et al.	+			
 	4,352,459	10//82	Berger et al.	+			
	4,428,531	01/31/84	Martin	 			
 	4,466,571	08/21/84	Muhlbauer	 			
 	4,530,360	07/23/85	Duarte	+			
 	4,541,564	09/17/85	Berger et al.	 	-	· .	
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	4,659,014	04/21/87	Soth et al.	01033	Gubciass	п Афргор	nate
	4,679,551	07/14/87	Anthony	 		<u>.</u>	
	4,726,523	02/23/88	Kokubo et ai.	 		·	
	4,726,525		Yonekawa et al.	 		-	
	4,733,820	03/29/88	Endo et al.	 			
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	4,790,479		Matsumoto et al.			· · · · · · · · · · · · · · · · · · ·	
	4,850,534		Takahashi et al.	╅	 		
	4,905,671				<u> </u>		
	4,930,700		Senge et al. McKown	 	<u> </u>		
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	4,961,885		Avrahami et al.		ļ- ·		
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	 _	5,115,805	05/26/92	Bommannan et al.					
 _	 _	5,163,433	11/17/92	Kagawa et al.	 	<u> </u>			
	 _ 	5,172,692	12/22/92	Kulow et al.	 				
 _	<u> </u>	5,186,162	02/16/93		 				
	<u> </u>	5,197,946	03/30/93	Talish et al.	 			_	
		5,211,160	05/18/93	Tachibana	 	ļ			
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		5,318,014	05/31/94	Chapelon et al.	<u> </u>				
			06/07/94	Carter					
		5,323,769	06/28/94	Bommannan et al.	<u> </u>				
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	 	5,345,940	09/13/94	Seward et al.					
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 	5,374,266	12/20/94	Kataoka et al.		0.00000	ii Appiop	1406
	5,380,411	01/10/95	Schlief				
	5,393,296	02/28/95	Rattner				
<u>-</u> _	5,437,606	08/01/95	Tsukamoto				
	5,516,043	05/01/96	Manna et ai,				
	5,520,166	05/28/96	Ritson et al.	1			_
	5,520,612	05/08/96	Winder et al.	 			
	5,527,350	06/18/96	Grove et al.				
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 -	5,545,124	08/13/96	Krause et al.	+			
	5,554,172	09/10/96	Homer et al.	+	<u> </u>		
<u> </u> -	5,556,372	09/17/96	Talish et al.	-	-		
 	5,573,497		Chapelon				
	5,616,140	04/01/97	Prescott		 		
 -	5,626,554	05/06/97	Ryaby et al.	 	 		
	5,643,179	07/01/97	Fujimoto	 	 		
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	5,699,805	12/23/97	Seward et al.				
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	5,762,616	06/09/98	Talish				
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	5,843,139	12/01/98	Goedeke et al.	 			
	5,879,314	03/09/99	Peterson et al.	 			
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	5,882,302	03/16/99	Driscoll, Jr. et al.	1	 	<u> </u>	
	5,894,841	04/20/99	Voges	 	 		
	5,947,921	09/07/99	Johnson et al.	· ·	 		
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	6,001,069	11/23/99	Prescott					
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	6,014,970	01/18/00	Irvi et al.	 				
	6,024,718	02/15/00	Chen et al.	 				
	6,026,808	02/22/00	Armer et al.					
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	6,061,597	05/09/00	Rieman et al.					
	6,076,519	06/20/00	Johnson					
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